

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

SAVION et al.

Serial No.: 09/341,048

Filed: July 1, 1999

For: PHARMACEUTICAL  
COMPOSITIONS FOR THE  
TREATMENT OF THE EYE



Attn : Refund Section  
Accounting Division

Atty. Dkt. No.: 0744.077  
HC/pdc

## SUBMISSION OF VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS AND REQUEST FOR REFUND

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with §§1.26 and 1.27 concerning filing of small entity status forms and request for refund of one-half of the filing fee, applicant hereby requests a refund of \$750.00 for the one-half portion of the filing fee filed July 1, 1999. Although applicant qualified as a small entity, the full fee of \$1500.00 was paid because the verified statement claiming small entity status was not available at the time of filing.

Applicant is now submitting herewith the verified statement and hereby requests a refund of \$750.00, which is the difference between the full fee paid by the applicant and the fee required for a small entity.

Please credit the refund to BLANK ROME COMISKY & MCCAULEY LLP, Deposit  
Account No. 23-2185 (0744.077/P).

Respectfully submitted,

By: 

Herbert Cohen

Registration No. 25,109

BLANK ROME COMISKY & MCCAULEY LLP  
The Farragut Building  
900 17<sup>th</sup> Street, N.W., Suite 1000  
Washington, DC 20006  
(202)530-7400

516 Rec'd PCT/PTO 09 AUG 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4

In re Application of

SAVION et al.

Serial No.: 09/341,048

Filed: July 1, 1999

For: PHARMACEUTICAL  
COMPOSITIONS FOR THE  
TREATMENT OF THE EYE



ATTN: BOX MISSING PARTS

Atty. Dkt. No.: 0744.077  
HC/pdc

TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

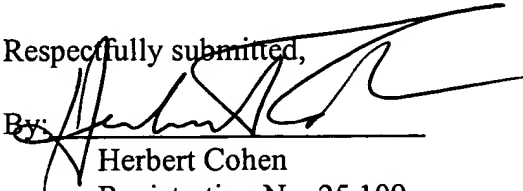
Responsive to the Notice to File Missing Parts of Application mailed July 30, 1999, are the following documents to complete the formal filing requirements in the above-identified application:

- X Declaration and Power of Attorney signed by each inventor.
- X Assignment w/Recordation Form Cover Sheet (Form PTO-1595).
- X Check in the amount of \$ 40.00 (surcharge and filing fee previously paid)
- X Small Entity Declaration signed by or on behalf of each individual, concern or organization having rights in the subject invention.
- X Request for Refund.
- X A copy of the Notice to File Missing Parts of Application.

The Commissioner is hereby authorized to charge any additional fees or credit any payment to Deposit Account No. 23-2185 (0744.077). **A duplicate copy of this letter is attached.**

Respectfully submitted,

Date:

By:   
Herbert Cohen  
Registration No. 25,109

Customer No. 002779  
BLANK ROME COMISKY & MCCAULEY LLP  
900 17<sup>th</sup> Street, N.W., Suite 1000  
Washington, D.C. 20006  
(202) 530-7400 (Phone)  
(202) 463-6915 (Facsimile)

Small Entity  
SMALL BUSINESS CONCERN  
Inventor(s): Naphtali Savion and Arie Solomon

Serial No. Unknown - U.S. National Phase of PCT/IL98/00012

Filed: July 1, 1999



Atty. Docket No.: 0744/077

[ ] Filed Herewith

For: PHARMACEUTICAL COMPOSITIONS FOR THE TREATMENT OF THE EYE

**SMALL ENTITY FORM - SMALL BUSINESS CONCERN**

(VERIFIED STATEMENT/DECLARATION CLAIMING SMALL ENTITY STATUS,  
(37 CFR 1.9(f) AND 1.27(e)) - SMALL BUSINESS CONCERN

I hereby declare that I am: (check one)

[ ] the owner of the small business concern identified below:

[X] an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Ramot University Authority for Applied Research & Industrial Development Ltd.

ADDRESS OF CONCERN P.O. Box 39296, 61392 Tel Aviv, Israel

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Pharmaceutical Compositions for the Treatment of the Eye by inventor(s) Naphtali Savion and Arie Solomon described in

(check one)

[ ] the specification filed herewith

[X] U.S. National Phase of PCT/IL98/00012, filed July 1, 1999

[ ] Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: A separate verified statement is required from each named person, concern or organization having rights to the invention averring to his/her/its status as a small entity. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

[ ] INDIVIDUAL [X] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee of any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING X

TITLE OF PERSON OTHER THAN OWNER X

ADDRESS OF PERSON SIGNING X RAMAT-GAN

SIGNATURE X

DATE X 11-JUL-99

**HANANEL KVATINSKY**  
Executive Assistant, R & D Division,  
Manager, Patent Department

**RAMI FINKLER, Ph.D.**  
President/General Manager

